

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By Chairman Scott Mendenhall, on January 29, 2007  
at 9:00 A.M., in Room 172 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Scott Mendenhall, Chairman (R)  
Rep. Jim Keane, Vice Chairman (D)  
Rep. Mike Milburn, Vice Chairman (R)  
Rep. Elsie Arntzen (R)  
Rep. Shannon Augare (D)  
Rep. Scott Boggio (R)  
Rep. Ernie Dutton (R)  
Rep. Kevin T. Furey (D)  
Rep. Ralph Heinert (R)  
Rep. Llew Jones (R)  
Rep. Harry Klock (R)  
Rep. Michele Reinhart (D)  
Rep. Wayne Stahl (R)  
Rep. Bill Thomas (D)  
Rep. Kendall Van Dyk (D)

**Members Excused:** Rep. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Bart Campbell, Legislative Branch  
Nancy Kraft, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 248, 1/26/2007; HB 390,  
1/23/2007; HB 430, 1/26/2007  
Executive Action: HB 248

**HEARING ON HB 248**

**Opening Statement by Sponsor:**

00:02:35 Rep. Deborah Kottel (D), HD 20, opened the hearing on HB 248, Disclosure requirements for consumer service warranties sold.

**Proponents' Testimony:**

00:06:16 Court Jensen, Department of Justice

[EXHIBIT\(buh19a01\)](#)

00:06:41 Jacqueline Lenmark, Service Contract Industry Council

00:07:06 Brad Griffin, Montana Retail Association

00:07:18 Bruce Spencer, Montana Automobile Dealers

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:** None

**HEARING ON HB 390**

**Opening Statement by Sponsor:**

00:08:25 Rep. Bill Nooney (R), HD 100, opened the hearing on HB 390, Telephone account wagering on internet horse racing.

[EXHIBIT\(buh19a02\)](#)

[EXHIBIT\(buh19a03\)](#)

**Proponents' Testimony:**

00:10:52 Tom Tucker, Montana Simulcast Partners

00:14:30 Ben Carlson, Director of Racing, Yellowstone Downs

00:17:47 Scott Meader, Western Montana Fairgrounds, Missoula

**Opponents' Testimony:**

00:18:37 Robert Alfred

[EXHIBIT\(buh19a04\)](#)

**Informational Testimony:**

00:30:18 Sam Murfitt, Montana Board of Horse Racing

**Questions from Committee Members and Responses:**

00:32:39 Rep. Keane  
00:33:11 Mr. Murfitt  
00:35:20 Rep. Keane  
00:35:31 Mr. Tucker  
00:36:38 Rep. Heinert  
00:37:23 Mr. Tucker  
00:38:43 Rep. Dutton  
00:39:13 Mr. Murfitt  
00:43:39 Rep. Dutton  
00:43:51 Mr. Alfred  
00:46:21 Rep. Mendenhall  
00:47:27 Rep. Nooney  
00:47:57 Mr. Murfitt

**Closing by Sponsor:**

00:52:22 Rep. Nooney  
00:59:05 Break

**HEARING ON HB 430**

**Opening Statement by Sponsor:**

01:10:46 Rep. John Musgrove (D), HD 34, opened the hearing on HB 430, Use unclaimed gift card funds to fund affordable housing loan account.

**[EXHIBIT\(buh19a05\)](#)**

**Proponents' Testimony:**

01:17:14 Lee Baerlocher, Department of Revenue  
01:21:14 Dave Hunter, Department of Revenue  
01:26:32 Judy Smith, Homeward, The Housing Montana Fund

**[EXHIBIT\(buh19a06\)](#)**

01:30:55 Michael O'Neil, Montana Home Choice

**[EXHIBIT\(buh19a07\)](#)**

01:35:16 Boyce Fowler, AARP

**[EXHIBIT\(buh19a08\)](#)**

01:37:25 Rep. Betsy Hands, HD 99  
01:39:06 Olivia Riutta, Working for Equality and Economic Liberation (WEEL)  
01:40:36 Sheila Rice, Montana Home Ownership Network  
01:42:22 Betty Beverly, Montana Senior Citizens Association

**Opponents' Testimony:**

01:42:54 Brad Griffin, Montana Retail Association

**EXHIBIT (buh19a09)**

01:49:28 Dennis Lopach, Montana Retail Association

**EXHIBIT (buh19a10)**

01:52:51 Bruce Spencer, Montana Automobile Dealers' Association

01:53:56 Charles Brooks, Billings Chamber of Commerce

01:55:21 Ronda Wiggers, Great Falls and Helena Chambers of  
Commerce

01:56:59 Carl Schweitzer, Bozeman and Kalispell Chambers of  
Commerce

01:57:35 John Bennion, Montana Chamber of Commerce

01:58:42 Riley Johnson, National Federation of Independent  
Business

**Informational Testimony:**

01:59:42 Court Jensen, Department of Justice

02:00:43 Bruce Brensdal, Montana Board of Housing

**Questions from Committee Members and Responses:**

02:01:56 Rep. Reinhart

02:02:07 Mr. Hunter

02:04:19 Rep. Heinert

02:04:48 Mr. Hunter

02:05:28 Rep. Milburn

02:05:57 Mr. Hunter

02:06:42 Rep. Keane

02:06:55 Rep. Musgrove

02:07:06 Rep. Dutton

02:07:29 Rep. Musgrove

02:08:20 Rep. Dutton

02:08:50 Mr. Brensdal

02:11:51 Rep. Heinert

02:12:05 Mr. Brensdal

02:13:19 Rep. Klock

02:13:33 Mr. Hunter

02:13:57 Rep. Arntzen

02:14:26 Mr. Hunter

02:14:38 Mr. Baerlocher

02:15:54 Rep. Mendenhall

02:16:11 Mr. Hunter

02:17:07 Rep. Dutton

02:17:51 Mr. Hunter

02:18:25 Mr. Griffin

**Closing by Sponsor:**

02:18:48 Rep. Musgrove

02:21:32 Rep. Mendenhall

**EXECUTIVE ACTION ON HB 248**

02:23:22 **Motion/Vote:** Rep. Augare moved that HB 248 **BE TABLED**.  
Motion carried unanimously by voice  
vote. Rep. Windy Boy voted by proxy.

**ADJOURNMENT**

02:24:10 Adjournment: 11:25 A.M.

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REP. SCOTT MENDENHALL, Chairman

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NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

**EXHIBIT ([buh19aad.pdf](#))**